

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

HAKIM LEWIS,
Petitioner,

v.

MICHAEL WENEROWICZ,
et al.,
Respondents

CIVIL ACTION

No. 14-cv-06818-JS

NOV 14 2019

KATE PARKMAN, Clerk
U.S. District Court

ORDER

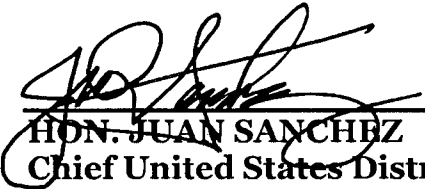
AND NOW this 14th day of November, 2019, upon careful and independent consideration of Hakim Lewis' petition for writ of habeas corpus (Doc. No. 1), Petitioner's second amended memorandum of law in support of amended petition (Doc. No. 53), the Commonwealth's response in opposition (Doc. No. 61), Petitioner's unopposed motion to amend the petition (Doc. No. 69), the Commonwealth's supplemental response to the petition, (Doc. No. 73), and the Report and Recommendation of U.S. Magistrate Judge Richard A. Lloret, it is ORDERED that:

1. The Report and Recommendation of Magistrate Judge Richard A. Lloret is APPROVED and ADOPTED;
2. Lewis' Petition for Writ of Habeas Corpus is PARTIALLY GRANTED by separate Judgment, filed contemporaneously with this Order. See Federal Rule of Civil Procedure 58(a); Rules Governing Section 2254 Cases in the United States District Courts, Rule 12;
3. No certificate of appealability shall issue under 28 U.S.C. § 2253(c)(1)(A) as to any other issue because "the applicant has [not] made a substantial showing

of the denial of a constitutional right[,]" under 28 U.S.C. § 2253(c)(2), since he has not demonstrated that "reasonable jurists" would find my "assessment of the constitutional claims debatable or wrong." *Slack v. McDaniel*, 529 U.S. 473, 484 (2000); see *United States v. Cepero*, 224 F.3d 256, 262-63 (3d Cir. 2000), *abrogated on other grounds by Gonzalez v. Thaler*, 565 U.S. 134 (2012); and,

4. The Clerk of Court shall mark this file closed.

BY THE COURT:



HON. JUAN SANCHEZ
Chief United States District Judge